



RECEIVED

#16/528 SEP 27 2001
9-28-01

TECH CENTER 1600/2900

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Attorney Docket No.: DIVER1120-1
In re Application of: Murphy and Reid		
Application No: 09/407,806		Filed: September 28, 1999
For: ALPHA-GALACTOSIDASE		
Group Art Unit: 1652		Examiner: P. Tung

Applicants hereby appeal to the Board of Appeals from the decision mailed
March 22, 2001 of the Examiner rejecting claims 1-14 and claims 17-23.

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. 1.17(b))	
		other than small entity	\$310.00
	<input checked="" type="checkbox"/>	small entity	\$155.00

2.	<input checked="" type="checkbox"/>	A petition and fee for an extension of time for reply to the rejection is attached.					
	<input checked="" type="checkbox"/>	Extension Fee (37 C.F.R. 1.17(a))					
		other than small entity					
		\$110.00		\$390.00		\$890.00	\$1,390.00
	<input checked="" type="checkbox"/>	small entity					
		\$55.00		\$195.00	<input checked="" type="checkbox"/>	\$445.00	\$695.00

09/26/2001 STEFFERA 00000112 09407806

01 FC:219

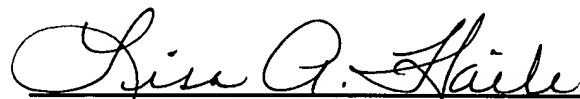
155.00 OP

In the Application of
Murphy and Reid
Application No.: 09/407,806
Filed: September 28, 1999
Page 2

PATENT
Attorney Docket No.: DIVER1120-1

3.	<input checked="checked" type="checkbox"/>	Enclosed is a Check No. <u>489997</u> in the TOTAL amount of \$600.00; which consists of \$155.00 to file the Notice of Appeal and \$445.00 for the Three (3) Months Extension of Time fee. The Commissioner may charge any other fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. 50-1355.
----	--	--

September 21, 2001
Date



Lisa A. Haile, J.D., Ph.D.
Registration No.: 38,347
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1600
San Diego, California 92121-2189

Customer Number 28213

CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date **September 21, 2001**, addressed to: Commissioner for Patents, Washington, D.C. 20231.

Cecilia Tobin
(Name of person mailing paper)


(Signature)

September 21, 2001
(Date)